

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JANE DOE, No. C 07-05596 SI

Plaintiff,

**ORDER RE: PLAINTIFF'S MOTION TO
COMPEL**

v.

(Docket No. 341)

CITY OF SAN MATEO, et al.,

Defendants.

Plaintiff has filed a motion to compel responses to three interrogatories sent to defendant Countyof San Mateo (“the County”).¹ The Court will address each interrogatory in turn.**I. Interrogatory 1**

Interrogatory 1 asked the County to “state the name and address of each and every plaintiff that has named the San Mateo County Sheriff’s Department as a Defendant in a federal civil rights lawsuit in the past 10 years, the case number, and the address of the court.” The County objected to this interrogatory on grounds of relevance, overbreadth and burden. The Court agrees with the County that the request, as framed by plaintiff, is overbroad. The request is not limited to claims that are similar to plaintiff’s claims. Additionally, plaintiff has made no showing regarding why this information is relevant to her claims. The motion to compel a response to Interrogatory 1 is DENIED.

¹ Although it is unclear when plaintiff propounded these interrogatories, the County’s response, which plaintiff has submitted in support of her motion, is dated May 27, 2009. Thus, the discovery requests that are the subject of this motion are at least one year old.

1 **II. Interrogatory 2**

2 Interrogatory 2 asked the County to name “each and every person who was the subject of an
3 internal affairs investigation of the incidents on November 5, 2005.” The County responded to the
4 request by stating that “[t]here was no internal affairs investigation conducted by the San Mateo County
5 Sheriff’s Department of the incidents on November 5, 2005, and therefore, there is nothing to disclose.”
6 In her motion to compel, plaintiff contends that County Sgt. Gil Rodriguez submitted a letter to the
7 Court stating that the Sheriff’s Department did conduct an investigation. The Court was unable to locate
8 such a letter on the docket, and plaintiff did not attach a copy to her motion. The Court concludes that
9 the County’s response to Interrogatory 2 was adequate. The motion to compel a further response is
10 therefore DENIED.

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12 **III. Interrogatory 7**

13 Finally, Interrogatory 7 asked the County to “identify each communication [it] participated in,
14 or kn[ew] of, concerning any of the Plaintiff’s alleged wrongful acts.” The County objected on the
15 grounds that the request was vague and ambiguous and called for information protected by the attorney
16 client privilege. The Court agrees with the County that it is not clear what plaintiff means by “the
17 Plaintiff’s alleged wrongful acts.” The parties are therefore directed to further meet and confer no later
18 than June 18, 2010 regarding the scope of the information plaintiff is seeking. The County shall
19 produce a response to Interrogatory 7, together with a privilege log identifying the communications the
20 County contends are protected by attorney-client privilege, within fourteen days of the parties’ meeting.

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22 **IT IS SO ORDERED.**

23 Dated: June 3, 2010

Susan Illston

SUSAN ILLSTON
United States District Judge

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